

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
WSP243US

In Re Application Of: **Gabriele Blume et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/579,121	May 10, 2006	n/a	24041	n/a	1505

Title: **COMBINED COSMETIC OR THERAPEUTIC PREPARATION**

Address to:

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

OR

☐ the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
WSP243US

In Re Application of: **Gabriele Blume et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/579,121	May 10, 2006	n/a	24041	n/a	1505

Title: **COMBINED COSMETIC OR THERAPEUTIC PREPARATION**

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 50-0822
as described below.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fa

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing by First Class Mail

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

August 25, 2006

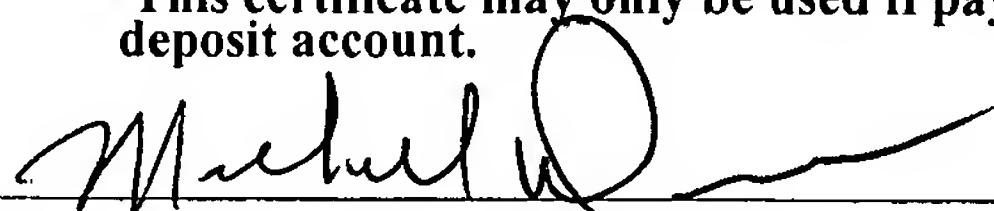
(Date)


Signature of Person Mailing Correspondence

Michael L. Dunn

Typed or Printed Name of Person Mailing Certificate

***This certificate may only be used if paying by deposit account.**


Signature

Dated: **August 25, 2006**

Michael L. Dunn
Reg. No. 25330
Simpson & Simpson, PLLC
5555 Main Street
Williamsville, New York 14221
(716) 626-1564 Phone
(716) 626-0366 Fax

cc:

**U.S. UTILITY PATENT APPLICATION
ATTORNEY DOCKET NO. WSP243US**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Matter of United States Patent Application:

Applicant(s): Gabriel Blume et al.

Examiner: n/a

Application No.: 10/579,121

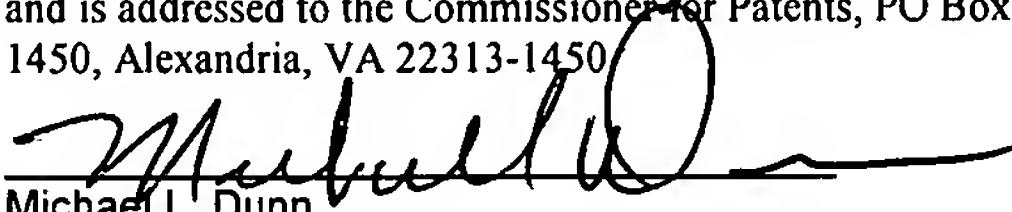
Art Unit: n/a

Filed: May 10, 2006

For: COMBINED COSMETIC OR
THERAPEUTIC PREPARATION

Certificate of Mailing by First Class Mail

I certify that this Information Disclosure Statement is being deposited on August 25, 2006 with sufficient postage with the U.S. Postal Service as first class mail under 37 C.F.R. §1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.


Michael L. Dunn
Reg. No. 25330

INFORMATION DISCLOSURE STATEMENT

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Honorable Sir:

This Information Disclosure Statement is submitted in compliance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98.

Record is attached of published art for consideration during prosecution of the above-identified patent application. No representation is made or intended that a search has been made or, if made, was complete, or that no more pertinent art than that listed is available. It is expected that the Patent and Trademark Office will conduct an independent search for relevant prior art.

Unless otherwise indicated, or unless references cited are U.S. patents or patent application publications, a full text copy of the entire reference of published art is attached. If the

reference is in a foreign language, an English language abstract is provided, or where specifically indicated, a full translation of the foreign language reference or an equivalent English language patent or publication is attached in lieu of the translation. In any of the above cases, the translation box is checked on Form PTO-A820.

Unless otherwise indicated, a full-text copy of each cited reference is attached. An English language version of the International Search Report is also supplied to provide a concise explanation of the relevance of any references not in the English language.

In accordance with the Patent and Trademark Office Notice of August 15, 1980, also enclosed is a completed Form PTO-A820 (Form PTO-1449).

Please consider the following published art:

Patent Number

U.S. Patent No. 5786384A

European Patent No. 1090629A

European Patent No. 0366156A

European Patent No. 0694305A1

French Patent No. 2583640A1

European Patent No. 0204987A1

European Patent No. 0158090A1

PCT Publication No. WO 01/54653

European Patent No. 0665001B1

German Patent No. 4221256A1

European Patent No. 0533126A1

Korean Patent Abstract No. 2001-0094548A

Belcaro, G. et al., "Essaven gel: Review of experimental and clinical data", Angiology, vol. 52, No. Supplement 3, December 2001 (2001-12), pages S1-S4, XP009043738, ISSN: 0003-3197 (the whole document);

Remacle, J. et al., "Comparison of Different Phlebotonics on Human Endothelial Cells of Veins Subjected to Hypoxia" Phlebologie, vol. 44, no. 4, 1991, pages 881-889, XP009043467, ISSN: 0031-8280, page 882, lines 1-15, page 886, paragraph 4

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael L. Dunn", with a long horizontal flourish extending to the right.

Michael L. Dunn

Registration No. 25330

CUSTOMER NO. 24041

Simpson & Simpson, PLLC

5555 Main Street

Williamsville, NY 14221-5406

Telephone No. 716-626-1564

Dated: August 25, 2006

MLD/MJK

Enclosures (14)

INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				ATTY DOCKET NO. WSP243US		APPLICATION NO. 10/579,121	
				APPLICANT(S) Gabriele Blume et al.			
				FILING DATE May 10, 2006		GROUP ART UNIT n/a	
U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,786,384	7/28/98	Ismail	514	458	
U.S. PATENT APPLICATION PUBLICATIONS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
		EP 1090629A	4/11/01	Europe (English abstract)	A61K/60	A61K8/02	✓
		EP 0366156A	5/2/90	Europe (English abstract)	A61K9/48	A61K31355	✓
		EP 0694305A1	1/31/96	Europe	A61K35/78	A61K31/37	✓
		EP 0533126A1	3/24/93	Europe	A61K7/48	A61K7/06	✓
		EP 0204987A1	12/17/86	Europe (English abstract)	A61K31355	161K45/06	✓
OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>							
		Belcaro, G. et al., "Essaven gel: Review of experimental and clinical data", Angiology, vol. 52, No. Supplement 3, December 2001 (2001-12), pages S1-S4, XP009043738, ISSN: 0003-3197 (the whole document)					
		Remacle, J. et al., "Comparison of Different Phlebotonics on Human Endothelial Cells of Veins Subjected to Hypoxia" Phlebogie, vol. 44, no. 4, 1991, pages 881-889, XP009043467, ISSN: 0031-8280, page 882, lines 1-15, page 886, paragraph 4 (English summary of article attached)					
EXAMINER				DATE CONSIDERED			
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				ATTY DOCKET NO. WSP243US		APPLICATION NO. 10/579,121		
				Gabriele Blume et al.				
				FILING May 10, 2006		GROUP ART n/a		
U.S. PATENT DOCUMENTS								
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
U.S. PATENT APPLICATION PUBLICATIONS								
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		EP 0158090A1	10/16/85	Europe (English abstract)	A61K8/67	A61K31355	✓	
		EP 0665001B1	8/2/95	Europe (English abstract)	A61K9/127	A61K8/00	✓	
		DE 4221256A1	1/5/94	Germany (English abstract)	A61K8/14	A61K8/70	✓	
		FR 2583640A1	12/26/86	France (English abstract)	A61K45/06	A61K45/00	✓	
		KR 2001-0094548A	11/1/01	Korea	A61K7/00		✓	
OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>								
EXAMINER				DATE CONSIDERED				
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								

INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				ATTY DOCKET NO. WSP243US		APPLICATION NO. 10/579,121		
				Gabriele Blume et al.				
				FILING May 10, 2006		GROUP ART n/a		
U.S. PATENT DOCUMENTS								
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
U.S. PATENT APPLICATION PUBLICATIONS								
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		WO 01/54653	8/2/01	PCT (English abstract)	A61K7/00	A61K7/48	✓	
OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>								
EXAMINER				DATE CONSIDERED				
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								